THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 2689 OF 2007

Dated 12th March, 2007

Between:

K.Govindarajulu

…Petitioner

And

Acharya N.G.Ranga Agricultural University,
represented by its Registrar, Rajendra Nagar,
Hyderabad and two others.

…Respondents

ORAL ORDER:

In this writ petition, the petitioner, who is working as Junior Assistant-cum-Typist, College of Veterinary Science, Sri Venkateswara Veterinary University, Tirupati, Chittoor District seeks a declaration that the action of the respondents in not giving effect to the directions of this court in Writ Petition No. 18928 of 2001 as illegal and arbitrary and consequential directions to extend the benefit of proceedings No.1617/BG/A1/2006, dated 25.8.2006.

Similarly placed persons to that of the petitioner approached this court by filing Writ Petition No. 18928 of 2001 to declare the action of the Government in not approving the pay scales proposed to be applied by the Acharya N.G.Ranga Agricultural Unviersity in proceedings No. 1177/A.H2/1993, dated 21.7.1993 with respect to the 4 left over categories as arbitrary and illegal. Further directions were also sought to the second respondent – Government to approve the pay of the petitioners therein by applying Schedule –II Pay Scales of 1986 with monetary benefits from 1.7.1986. This court by order dated 5.7.2005 disposed of the said case with the following directions:

" Hence this writ petition is allowed directing the 2nd respondent to take steps to approve the pay scales proposed by the 1st respondent vide proceedings dated 21.7.1993 with respect to the 4 left over categories and approve the pay scales of the petitioners by applying Schedule-II pay scales of 1986 without any monetary benefits from 1.7.1986 but after applying Schedule-II pay scales of 1986 fix the pay of the petitioners in the revised pay scales of 1993 and 1999 notionally. The said exercise shall be done within a period of four months from the date of the receipt of a copy of this order. Insofar as the claim of the petitioners to extend the benefits like qualification linked increments to the petitioners as are applicable to the employees working in other public libraries, the same cannot be given in view of the fact that there is no factual foundation with regard to the fact that the functions and duties of the employees of those public libraries are equal to that of the employees like the petitioners. In the circumstances, no costs."

In compliance of the directions of this court dated 5.7.2005 in Writ Petition No.18929 of 2001, the respondents have issued proceedings dated 25.8.2006 in proceedings No. 1617/BG/A1/2006 for implementation of Schedule II pay scales of 1986 to the left over categories. But, however, it is stated that initially, monetary benefits were given from 21.I8.2006, and, the same was later modified by giving monetary benefits from 5.7.2005.

When the matter had come up on earlier occasion, learned Standing Counsel for respondents sought time to verify whether the earlier judgment covers the case of the petitioner also. On instructions, he submits that the petitioner is similarly placed to that of the petitioners in Writ Petition No. 18928 of 2001.

In that view of the matter, following the judgment of this court dated 5.7.2005 rendered in Writ Petition No. 18928 of 2005, this writ petition is disposed of directing the respondents to implement Schedule-II pay scales in Revised Pay Scales of 1986 in respect of the petitioner herein also as ordered in the proceedings of the University No.1617/BG/A1/2006 dated 25-8-2006 and as modified subsequently with regard to monetary benefits from 5.7.2005.

Subject to above directions, the writ petition is disposed of. No costs.

_____

12.3.2007

R.SUBHASH REDDY, J.

VR